IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Writ Petition No. 6840 of 2001 (S/S)
(Old No. 30016 of 1992)

1. Matwar Singh
   S/o Jaipal Singh
   R/o Village Odatha Patti
   Bangain, P.O. Mori, Tehsil Purola
   District Uttarkashi.
2. Bachan Singh
   S/o Shri Gumnam Singh
   R/o Village & P.O.: Thali Patti
   Bangain, Teh: Purola
   District Uttarkashi.

..……Petitioners

Versus

1. Regional Manager, U.P. Forest Corporation
   Tehri Zone, Dehradun.
2. Divisional Logging Manager
   U.P. Forest Corporation, Tons Logging
   Division, Purola
   District Uttarkashi. …….Respondents.

Shri Rajendra Dobhal, learned counsel for the petitioner.
Shri V.K. Bisht, learned counsel for the respondents.

Hon'ble Prafulla C. Pant, J

Learned counsel for the parties are present.

2 Heard.

3 By means of this writ petition, the petitioner, a Watchman on daily wages with Forest Corporation, under Tons Division, Purola, District- Uttarkashi, has sought writ in the nature of mandamus, commanding the respondents to regularize his services. It is further prayed that the order dated 26.11.1991, terminating the services of the petitioner be also quashed.

4 In view of the principle of law laid down in ***Secretary, State of Karnataka Vs. Uma Devi, reported in (2006) 4 Supreme Court Cases, Pg. 01,*** since the petitioner was

admittedly engaged on daily wages, his services cannot be directed to be regularized by this Court. Also, the impugned order, terminating the services of the petitioner shows that since his services were no more required with the Forest Corporation, as such, his services were dispensed with. The authorities concerned were well within their competence to terminate the services of the daily wage employees when their services were not required.

5. In the circumstances, the writ petition is dismissed. Interim order, if any, automatically stands vacated. (All pending applications also stand disposed of).

Dt. 04.09.2007 **(Prafulla C. Pant, J.)**

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